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*Attorneys for Plaintiffs and the Putative Classes*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

NICHOLAS C. SMITH-WASHINGTON, JOYCE  
MAHONEY, JONATHAN AMES, and JENNY  
LEWIS, on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

TAXACT, INC.,

Defendant.

Case No. 3:23-CV-00830-VC

**STIPULATED REQUEST TO  
CONTINUE THE DEADLINE TO FILE  
MOTION FOR PRELIMINARY  
APPROVAL OF CLASS ACTION  
SETTLEMENT; ~~PROPOSED ORDER~~**

1 Plaintiffs Nicholas C. Smith-Washington, Joyce Mahoney, Jonathan Ames, and Jenny Lewis  
2 (“Plaintiffs”), and Defendant Tax Act, Inc. (“Defendant”), hereby stipulate and request as follows:

3 WHEREAS, on January 10, 2024, the parties filed a Notice of Settlement and requested that  
4 the Court vacate all hearings and stay the case while the parties prepared their Settlement Agreement  
5 and Motion for Preliminary Approval of Class Action Settlement. Dkt. 106. The same day, the Court  
6 granted the stipulation, and ordered the Motion for Preliminary Approval of Class Action Settlement  
7 be filed by February 16, 2024. Dkt. 107.

8 WHEREAS, the Parties have been working diligently to finalize the long form settlement  
9 agreement and class notice and are engaging with various settlement administrators to obtain the most  
10 efficient and economical method of administering the settlement.

11 WHEREAS, Plaintiffs are also working diligently to draft their preliminary approval motion  
12 papers and supporting declarations which they will submit promptly once the Settlement Agreement  
13 is finalized and executed.


14 WHEREAS, the Parties require a short continuance to the deadline to file their Motion for  
15 Preliminary Approval and respectfully request that the Court provide an additional seven (7) days to  
16 do so, by which time the Parties will have fully executed the Settlement Agreement and Plaintiffs will  
17 have filed their motion.

18 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties that the  
19 deadline for Plaintiffs to file their Motion for Preliminary Approval be continued from February 16,  
20 2024 until February 23, 2024. IT IS SO STIPULATED.

Respectfully submitted,

Dated:

2/5/24



James W. Ducayet (*pro hac vice*)

SIDLEY AUSTIN LLP

Attorney for Defendant TaxAct, Inc.

/s/ Christina Tusan

Christina V. Tusan (SBN 192203)

HAMMONDLAW, P.C.

Attorney for Plaintiffs and Putative Class

Dated: 2/5/~~2024~~

**~~PROPOSED~~ ORDER**

The Court, having considered the parties' Stipulated Request, and good cause appearing, HEREBY GRANTS the Request. The deadline for Plaintiffs to file their Motion for Preliminary Approval is hereby continued from February 16, 2024 until February 23, 2024. **IT IS SO ORDERED.**

Dated: February 6, 2024

  
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HON. VINCENT CHABRIA  
UNITED STATES DISTRICT JUDGE